

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

FRACTUS, S.A.

Plaintiff,

vs.

**SAMSUNG ELECTRONICS CO., LTD.;
SAMSUNG ELECTRONICS AMERICA,
INC.; SAMSUNG
TELECOMMUNICATIONS AMERICA,
LLC; SAMSUNG ELECTRONICS
RESEARCH INSTITUTE; SAMSUNG
SEMICONDUCTOR EUROPE GMBH; LG
ELECTRONICS, INC.; LG ELECTRONICS
U.S.A., INC.; RESEARCH IN MOTION
LTD.; RESEARCH IN MOTION CORP.;
PANTECH WIRELESS, INC.; PANTECH
CO., LTD; KYOCERA AMERICA, INC.,
KYOCERA WIRELESS CORP.,
KYOCERA COMMUNICATIONS INC.,
KYOCERA CORPORATION; PALM, INC.;
HIGH TECH COMPUTER CORP.; HTC
AMERICA, INC.; SHARP
CORPORATION; SHARP ELECTRONICS
CORP.; UTSTARCOM, INC.; PERSONAL
COMMUNICATIONS DEVICES
HOLDINGS, LLC; SANYO ELECTRIC
CO., LTD.; AND SANYO NORTH
AMERICA CORP.,**

Defendants.

Civil Action No. 6:09cv203

JURY TRIAL DEMANDED

NOTICE OF COMPLIANCE WITH PATENT RULES 3-1 AND 3-2

Plaintiff Fractus, S.A. ("Fractus") files this Notice to inform the Court that its Disclosure of Asserted Claims and Preliminary Infringement Contentions required by Patent Rule 3-1, the Disclosure regarding document production required by Patent Rule 3-2, and document production pursuant to Patent Rule 3-2 were sent to counsel for Defendants on November 6, 2009 via Federal Express.

DATED: November 6, 2009

Respectfully submitted,

By: /s/ Genevieve Vose

T. John Ward, Jr.
State Bar No. 00794818
WARD AND SMITH LAW FIRM
111 W. Tyler St.
Longview, Texas 75601
Telephone (903) 757-6400
Facsimile (903) 757-2323
E-mail: jw@jwfirm.com

Max L. Tribble, Jr. – Lead Counsel
State Bar No. 20213950
mtribble@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1000 Louisiana Street, Suite 5100
Houston, Texas 77002
Telephone: (713) 651-9366
Facsimile: (713) 654-6666

Justin A. Nelson
State Bar No. 24034766
jnelson@susmangodfrey.com
Genevieve Vose
WA Bar No. 38422
gvose@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1201 Third Ave, Suite 3800
Seattle, WA 98101
Telephone: (206) 516-3880
Facsimile: (206) 516-3883

Michael F. Heim
State Bar No. 09380923
mheim@hpcllp.com
Fiona A. Bell
State Bar No. 24052288
fbell@hpcllp.com
HEIM, PAYNE & CHORUSH, L.L.P.
600 Travis Street
Suite 6710
Houston, Texas 77002
Telephone: (713) 221-2001
Facsimile: (713) 221-2021

Otis W. Carroll
State Bar No. 03895700
nancy@icklaw.com
IRELAND CARROLL AND KELLEY, P.C.
6101 South Broadway, Suite 500
P.O. Box 7879

Tyler, Texas 75711
Telephone: (903) 561-1600
Facsimile: (903) 561-1071

S. Calvin Capshaw, State Bar No. 03783900
Elizabeth L. DeRieux, State Bar No. 05770585
CAPSHAW DERIEUX, LLP
1127 Judson Road, Suite 220
P. O. Box 3999
Longview, Texas 75601-5157
Telephone: (903) 236-9800
Facsimile: (903) 236-8787
ccapshaw@capshawlaw.com
ederieux@capshawlaw.com

Attorneys for FRACTUS S.A.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic service are being served this 6th day of November, 2009 with a copy of this document via the Court's CM/ECF system per Local Rule CD-5(a)(3).

s/ Genevieve Vose